

Studies Compilation

2012 Legislative Interim Study Information

Issued by the Legislative Services Agency, Legal Services Division,
[draft as of June 6, 2012]

Overview. This compilation of studies and studies-related information for consideration by the Studies Committee of the Legislative Council. Except for the list of executive branch studies, items are listed in bill or resolution order. Attached to the compilation is the original legislation or document that caused the item to be included. Each attachment item is marked to correspond with the listing number; for example, item 1 under part A is marked as A-1.

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A. Mandated Legislative Studies in Code or Session Law

1. The **Legislative Tax Expenditure Committee** is a permanent body under the Legislative Council that first met during the 2011 Interim. The committee consists of five legislators from each chamber appointed by the Legislative Council. Duties include approving annual estimates of the cost of tax expenditures by December 15 each year and performing a scheduled review of specified tax credits so that each credit is reviewed at least every five years. The second scheduled review is in 2012. (Iowa Code §§ 2.45(5) and 2.48)

2. The **State Government Efficiency Review Committee** is a permanent legislative committee with five Senate and five House members appointed at the beginning of a new General Assembly that meets, as directed by the Legislative Council, every two years to review state government organization and efficiency. The first report is due January 2013. (Iowa Code § 2.69)

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** Signifies an Executive Branch Study with Legislative Appointments

3. The **Property Assessment Appeal Board Review Committee** was established as of January 1, 2012, consisting of three Senate and three House members and three nonlegislative members. The committee is required to submit a report recommending any changes to the Property Assessment Appeal Board. The report is due January 15, 2013. Staffing assistance for the committee is provided by the Department of Revenue. (Iowa Code § 421.1A(7))

B. Legislative Study Requests in Enacted Legislation

1. The Legislative Council is requested to establish an interim study committee to examine **military occupational specialties and professional certifications** to assess the feasibility of allowing military occupational specialties to be counted toward professional or other certifications required in Iowa for certain occupations. Such a committee would be required to recommend legislative or administrative rule changes relating to such requirements and provide a report to the General Assembly by January 1, 2013. (2012 Iowa Acts, SF 2097, § 42)

2. The Legislative Council is requested to establish an interim study committee to examine **online learning and programming for school districts** which would be required to review the appropriate use of online learning by school districts, the appropriate levels and sources of funding for online learning, partnerships between school districts and private providers of online programs, and the potential use of online learning as the exclusive means to provide coursework required under the state's educational standards. The committee is required to submit recommendation on the establishment of an online learning program model to the Director of the Department of Education by December 14, 2012. The committee is also required to submit its findings and recommendations in a report to the General Assembly by December 14, 2012. (2012 Iowa Acts, SF 2284, § 21)

3. The Legislative Council is requested to establish an interim study committee to examine the **fiscal viability of mental health and disability services redesign**. The committee is requested to meet during the 2012 and 2013 interims and may contract to have an independent analysis performed. Reports of such an analysis would be submitted to the General Assembly for consideration during the 2013 Legislative Session. The committee may meet during the 2013 Legislative Interim to make appropriate recommendations for revisions to the 2013 redesign financing enactments. (2012 Iowa Acts, SF 2315, § 131)

4. The Legislative Council is requested to establish an interim study committee to examine the **special education costs associated with student services provided in residential treatment facilities** and whether the planning for and costs of such services would be more appropriately administered by the Department of Education or the Department of Human Services. (2012 Iowa Acts, SF 2336, § 101)

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C. Legislative Study and Permanent Committee Requests in Adopted or Filed Resolutions

NONE

D. Legislative Study Requests Submitted in a Letter or Memo

The Legislative Council is requested to establish an interim study committee related to electronic commerce, to include issues relating to the collection of sales and use taxes from local and internet-based retailers (known as “E-fairness”) and the collection of electronic payment transaction interchange fees (known as swipe fees). Such a committee would be required to collect information from stakeholders related to these issues.

E. Executive Branch Studies Involving Legislative Appointments or a Special Directive

Administration and Regulation-related Items

1. The Auditor of State is required to provide a report related to **the status of a segregated account for the fees for performance of periodic audits and examinations of certain cities** to the General Assembly’s Standing Committees on Government Oversight by January 15 of each year. (2012 Iowa Acts, HF 2455, § 2)

Agriculture and Natural Resources-related Items

2. The Department of Natural Resources is required to conduct a multiyear study related to **stocking of wild or first-generation pheasants** in Iowa. The department is required to submit a report of the findings to the General Assembly by December 31, 2015. (2012 Iowa Acts, HF 2343, § 1)

3. The Department of Natural Resources is required to work with an institution of the Board of Regents to conduct a study to determine the **economic impact of pheasant hunting** in Iowa. The department is required to submit a report of the findings to the General Assembly by December 31, 2014. (2012 Iowa Acts, HF 2343, § 1)

Economic Development and Commerce-related Items

4. The Iowa State University of Science and Technology is required to provide an annual report related to **private contributions received for industrial research** to the Joint Appropriations Subcommittee on Economic Development and the Legislative Services Agency. (2012 Iowa Acts, HF 2337, § 10)

5. The Board of Regents is required to provide an annual report related to the **Regents Innovation Fund for technology commercialization** to the Governor, General Assembly, and the Legislative Services Agency. (2012 Iowa Acts, HF 2337, § 17)

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6. The Economic Development Authority is required to conduct a review related to the **Entrepreneur Investment Awards Program**. The authority is required to submit a report including findings and recommendations to the Governor and General Assembly by December 31, 2013. (2012 Iowa Acts, HF 2473, § 21)

7. The Director of the Economic Development Authority is required to provide a report to the General Assembly by January 31 of each year related to the **activities of the Economic Development Authority** in the preceding fiscal year. (2012 Iowa Acts, HF 2473, § 35)

Education-related Items

8. The Department of Education is required to appoint a task force related to **competency-based instruction** standards and options. The task force is required to submit a preliminary report by January 15, 2013, and is required to submit a final report to the State Board of Education, the Governor, and the General Assembly by November 15, 2013. (2012 Iowa Acts, SF 2284, § 2)

9. The Director of the Department of Education is required to convene a task force related to the development of a **statewide educator evaluation system**. The task force is required to submit findings, recommendations, and system proposals to the General Assembly by October 15, 2012. (2012 Iowa Acts, SF 2284, § 9)

10. The Department of Education is required to convene a task force related to **Iowa teaching standards and criteria review**. The task force is required to submit findings and recommendations to the General Assembly by November 15, 2012. (2012 Iowa Acts, SF 2284, § 10)

11. The Director of the Department of Education is required to convene a task force related to **teacher performance, compensation, and career development**. The task force is required to submit findings, recommendations, and a pilot program proposal in a report to the State Board of Education, the Governor, and the General Assembly by October 15, 2012. (2012 Iowa Acts, SF 2284, §§ 11-12)

12. The Board of Regents is required to provide an **Annual Strategic Plan Progress Report** related to the results of formative and summative assessments of undergraduate courses. The report shall be submitted annually to the General Assembly. (2012 Iowa Acts, SF 2284, § 27)

13. The Iowa Reading Research Center is required to report on **current literacy research** to provide for the development and dissemination of strategies, models, and literacy assessment techniques. The center is required to submit a report of its activities to the General Assembly annually by January 15. (2012 Iowa Acts, SF 2284, § 32)

14. The Department of Education with the Early Childhood Iowa State Board is required to convene a planning group related to the creation of a **cross-agency kindergarten assessment instrument**. The planning group is required

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to include various other departments and early childhood stakeholders to submit findings and recommendations in a report to the General Assembly by November 15, 2012. (2012 Iowa Acts, SF 2284, § 35)

15. The Department of Education is required to appoint a task force related to **school instructional time** and the minimum requirements of the school day and school year. The task force is required to submit findings, recommendations, and a pilot program proposal in a report to the State Board of Education, the Governor, and the General Assembly by October 15, 2012. (2012 Iowa Acts, SF 2284, § 36)

16. The Vocational Rehabilitation Services Division of the Department of Education is required to submit a report related to outreach efforts with **community rehabilitation program providers**. The report shall be submitted to the General Assembly by January 15, 2013. (2012 Iowa Acts, SF 2321, § 5)

17. Early Childhood Iowa State Board is required to include **family support program outcomes** in the board's annual report to the Governor and General Assembly beginning January 2015. (2012 Iowa Acts, SF 2321, § 5)

18. The Board of Regents is required to provide an annual report related to the **Regents' Minority and Women Educators Enhancement Program**. The report shall be submitted to the General Assembly by January 31 of each year. (2012 Iowa Acts, HF 2465, § 118)

Emergency Management-related Items

19. The Homeland Security and Emergency Management Division of the Department of Public Safety is required to convene a task force related to **needed upgrades and enhancements to Iowa's E911 programs**. The task force is required to submit a report containing recommendations to the General Assembly by December 1, 2012. (2012 Iowa Acts, SF 2332, § 12)

20. The Flood Mitigation Board is required to provide a report to the Governor and the General Assembly by January 15 of each year related to **projects included in the Flood Mitigation Program**. (2012 Iowa Acts, SF 2217, § 9)

Health-related Items

21. **The Department of Public Health is required to convene a stakeholder committee related to **mandatory child abuse reporter training**. The committee shall provide results of the review to the Governor and General Assembly on or before December 15, 2012. The committee's public members are appointed by the chairpersons of the study committees on Human Resources of the Senate and House of Representatives and also shall include four members of the General Assembly with one each appointed by the Majority Leader and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives. (2012 Iowa Acts, SF 2225, § 7)

22. Senate File 2336, relating to **appropriations for health and human services**, requires reports related to the Substitute Decision Maker Program of

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the Department on Aging, the Child Vision Screening Program of the Department of Public Health, the State Balancing Incentive Payment Program of the Department of Human Services, support services for children with autism spectrum disorder, and recommendations by the Department of Human Services for rebasing methodology for reimbursement of certain home health and home and community-based services. These reports, findings, and recommendations are required to be submitted to the chairpersons and ranking members of the Joint Appropriations Subcommittee on Health and Human Services. (2012 Iowa Acts, SF 2336, §§ 1-2, 14, 22, 36)

23. The Healthy Opportunities to Experience Success (HOPES) – Healthy Families Iowa (HFI) Program, established pursuant to Iowa Code section 135.106, and the Early Childhood Iowa State Board are required to work together to develop recommendations for **minimum competency standards for the employees and supervisors of early childhood family support programs** and submit recommendations to the Governor and General Assembly on or before January 1, 2014. (2012 Iowa Acts, SF 2336, § 2 (2))

24. The Department of Public Health is required to provide reports related to the **application for or renewal of federal grants requiring state matching funds** to the chairpersons and ranking members of the Joint Appropriations Subcommittee on Health and Human Services, the Legislative Services Agency, the legislative caucus staffs, and the Department of Management within 60 days of such an application or renewal. (2012 Iowa Acts, HF 2464, § 22)

Human Services-related Items

25. The Department on Aging is required to work with the Department of Inspections and Appeals, the Department of Human Services, and the Office of the Attorney General, along with other stakeholders, to complete a review of occurrences of and law relating to the **abuse, neglect, or exploitation of individuals aged 60 and older**. The Department on Aging is required to submit a report, including findings and recommendations, to the Governor and the General Assembly no later than December 15, 2012. (2012 Iowa Acts, HF 2387, § 1)

26. The Department of Human Services is required to conduct a review related to **child abuse reports** and the possible implementation of differential response options. The department shall also review and recommend the length of time a person named in a child abuse report as having abused a child should remain on the child abuse registry and the circumstances under which the department may remove the name of a person named in the report as having abused a child. The Department of Human Services is required to submit a report including findings and recommendations to the Governor and the General Assembly no later than December 1, 2012. (2012 Iowa Acts, HF 2226, § 6)

27. The Department of Human Services and the Department of Inspections and Appeals is required to conduct a review related to the length of time for **appeals of placement on the child abuse registry** within the last five years

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and submit a preliminary report of the review to the Governor and the General Assembly by December 1, 2012. The Department of Human Services and the Department of Inspections and Appeals are required to submit a final report to the Governor and the General Assembly no later than December 1, 2013. (2012 Iowa Acts, HF 2226, § 7)

28. The Department of Public Health is required to submit a progress report related to the **Iowa Youth Suicide Prevention Program**. The progress reports shall be submitted to the General Assembly on or before January 15, 2013. (2012 Iowa Acts, HF 2465, § 8)

Justice System-related Items

29. The Judicial Branch and the Department of Human Services are required to continue the work of the joint mental health workgroup created in 2010 Iowa Acts, chapter 1192, section 24, in conducting studies relating to the **consolidation of services and the establishment of a statewide patient advocate program**. The workgroup is required to submit a report and recommendations to the Governor and General Assembly by December 1, 2012. (2012 Iowa Acts, SF 2312, § 17)

30. The Division of Criminal and Juvenile Justice Planning of the Department of Civil Rights is required to conduct a study related to the possible establishment of a comprehensive statewide **jail diversion program**, including the possible establishment of mental health courts. The division is required to seek input from the Department of Human Services, the Department of Corrections, and other members of the criminal justice system. The division is required to submit a report and recommendations to the Governor and General Assembly by December 1, 2012. (2012 Iowa Acts, SF 2312, § 18)

31. The Judicial Branch is required to provide a report related to the **Enhanced Court Collections Fund and the Court Technology Modernization Fund**. The report shall be provided to the General Assembly by January 1, 2013. The Judicial Branch is also required to provide certain monthly financial statements and a semiannual update to the Legislative Services Agency. (2012 Iowa Acts, HF 2338, § 1)

32. The Department of Justice is required to provide a report related to the **expenditure of moneys from the Mortgage Servicing Settlement Fund**. The Division of Banking is also required to provide a report related to the **expenditure of moneys from the Banking Division Mortgage Servicing Settlement Fund**. The initial reports shall be submitted to the General Assembly on or before January 15, 2013. (2012 Iowa Acts, HF 2465, § 7)

Mental Health and Disability Services System-related Items

33. The Risk Pool Board created in Iowa Code section 426B.5 is required to submit reports related to **risk pool applications and expenditures** to the Governor and the General Assembly by no later than December 31, 2012, and

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December 31, 2013. (2012 Iowa Acts, SF 2071, § 6; 2012 Iowa Acts, SF 2336, § 62)

34. **The Department of Human Services is required to develop certain **estimates and financing options related to the Mental Health and Disability Services Redesign Transition Committee** and submit such estimates and financing options to the Governor and General Assembly on or before December 14, 2012. The committee shall include four members of the General Assembly with one each appointed by the Majority Leader and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives. (2012 Iowa Acts, SF 2315, § 22)

35. The Department of Human Services is required to make a recommendation for an appropriate amount of funding for **mental health and disability redesign transition assistance** to the Governor and General Assembly by December 1, 2012. (2012 Iowa Acts, SF 2315, § 23)

36. **The Department of Public Health is required to create and support a workgroup related to **mental health and disability services workforce development**. The workgroup shall report findings, recommendations, and financing information to the Governor and General Assembly with a preliminary report to be submitted on or before December 14, 2012, and a final report submitted on or before December 16, 2013. The workgroup shall include four members of the General Assembly with one each appointed by the Majority Leader and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives. (2012 Iowa Acts, SF 2315, § 24)

37. **The Department of Human Services is required to establish a committee related to **outcomes and performance measures utilized by the Mental Health and Disability Services Regional Service System**. The committee is required to submit recommendations to the Governor, General Assembly, and other policymaking bodies with a preliminary report to be submitted on or before December 14, 2012, and a final report submitted on or before December 16, 2013. The committee shall include four members of the General Assembly with one each appointed by the Majority Leader and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives. (2012 Iowa Acts, SF 2315, § 25)

38. **The **Children's Disability Service Workgroup** created in 2011 Iowa Acts, chapter 121, section 1, is required to address additional issues including out-of-state placement in its report to the General Assembly, due December 10, 2012. The committee is also expanded to include up to four additional members of the General Assembly with one each appointed by the Majority Leader and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives. (2012 Iowa Acts, SF 2315, § 26)

39. The Department of Human Services is required to submit a report including findings and recommendations related to the provision of **institutional subacute services at state mental health institutes or the Iowa Veterans**

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Home to the Governor and General Assembly on or before December 1, 2012. (2012 Iowa Acts, SF 2315, § 58)

40. The Regional Service Network created pursuant to 2008 Iowa Acts, chapter 1187, section 59, in cooperation with the Department of Human Services, the Department of Inspections and Appeals, and the Department of Public Health, is required to provide a report related to the **Crisis Stabilization Program Pilot Project** to the Governor, General Assembly, and the Legislative Services Agency on or before December 14, 2012. (2012 Iowa Acts, SF 2315, § 60)

Taxation-related Items

41. The Department of Revenue is required to provide an annual report related to the **number and value of claimed solar energy tax credits**. The report shall be submitted to the General Assembly on or before January 1 for the prior tax year. (2012 Iowa Acts, SF 2342, § 7)

Transportation-related Items

42. The Department of Transportation, the Department of Public Safety, and the Department of Education are required to conduct a joint study related to **school bus safety** or may contract with an outside vendor to conduct such a study. The findings and recommendations are required to be presented to the General Assembly no later than December 31, 2012. (2012 Iowa Acts, SF 2218, §§ 5 and 6)

43. The Department of Transportation is required to submit quarterly reports related to the **implementation of certain efficiency measures** identified in the “Road Use Tax Fund Efficiency Report,” January 2012. The department is required to submit the reports electronically to the chairpersons of the Joint Appropriations Subcommittee on Transportation, Infrastructure, and Capitals, the chairpersons of the General Assembly’s Standing Committees on Transportation, the Department of Management, and the Legislative Services Agency. The first quarterly report is required to be submitted by October 1, 2012. (2012 Iowa Acts, SF 2314, § 4)

Veterans-related Items

44. The Treasurer of State is required to provide findings and recommendations related to **improving the rate of return from the Veterans Trust Fund**. The findings and recommendations shall be submitted to the General Assembly by December 17, 2012. (2012 Iowa Acts, SF 2336, § 3)

45. The Iowa Veterans Home is required to conduct a study related to **the establishment of a dual diagnosis treatment program for posttraumatic stress**. The Commandant of the Iowa Veterans Home is required to submit a report to the Department of Veterans Affairs, Commission of Veterans Affairs, Department of Public Health, Governor, and General Assembly no later than January 15, 2013. (2012 Iowa Acts, SF 2245, § 1)

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F. Mandatory Future Legislative-related Studies

1. The Government Oversight Committees are required to review the **priorities of the distribution of E911 funds** at least every two years. (Iowa Code § 34A.7A(3))
2. The **Public Retirement Systems Committee**, in accordance with Iowa Code § 97D.4, is required to review and evaluate all public retirement systems in place in Iowa, including the Iowa Public Employees' Retirement System (IPERS), the Municipal Fire and Police Retirement System (Iowa Code chapter 411), the Department of Public Safety Police Officers' Retirement System (PORS), and the Judicial Retirement System. The committee usually meets during the legislative interim of odd-numbered years. (Iowa Code § 97D.4)
3. The Auditor of State, in consultation with the Department of Transportation and the Iowa County Treasurers Association, is required to study the **fiscal impact of the county driver's license insurance program** every four years. The initial report was due January 1, 2006. (Iowa Code § 321M.9(4))
4. The Legislative Services Agency, in consultation with the Department of Management, is required to provide an annual report related to **urban renewal and rural improvement zones**. The report shall be submitted to the General Assembly by February 15 of each year. (2012 Iowa Acts, HF 2460, § 5)

G. Boards and Commissions Established in 2012 Iowa Acts

****A Flood Mitigation Board** is created for flood mitigation projects and funding. The board is required to include four ex officio members from the General Assembly with one member each appointed by the Majority Leader and Minority Leader of the Senate and the Speaker and Minority Leader of the House of Representatives. (2012 Iowa Acts, SF 2217, § 6)

H. Boards and Commissions Repealed in 2012 Iowa Acts

NONE

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2.45 Committees of the legislative council.

5. *a.* The legislative tax expenditure committee which shall be composed of ten members of the general assembly, consisting of five members from each house, to be appointed by the legislative council. In appointing the five members of each house to the committee, the council shall appoint three members from the majority party and two members from the minority party.

b. The legislative tax expenditure committee shall have the powers and duties described in **section 2.48**.

2.48 Legislative tax expenditure committee — review of tax incentive programs.

3. *Schedule of review of all tax expenditures.* The committee shall review the following tax expenditures and incentives according to the following schedule:

b. In 2012:

- (1) The Iowa fund of funds program in **chapter 15E, division VII**.
- (2) Property tax revenue divisions for urban renewal areas under **section 403.19**.
- (3) The targeted jobs withholding credits available under **section 403.19A**.
- (4) Funding of urban renewal projects with increased local sales and services tax revenues under **section 423B.10**.
- (5) School tuition organization tax credits under **sections 422.11S and 422.33**.
- (6) Tuition and textbook tax credits under **section 422.12**.

* §2.48(3)(b)(2) is removed pursuant
to HF 2460

2.69 State government efficiency review committee established.

1. A state government efficiency review committee is established which shall meet at least every two years to review the operations of state government. The committee shall meet as directed by the legislative council.

2. *a.* The committee shall consist of three members of the senate appointed by the majority leader of the senate, two members of the senate appointed by the minority leader of the senate, three members of the house of representatives appointed by the speaker of the house of representatives, and two members of the house of representatives appointed by the minority leader of the house of representatives.

b. Members shall be appointed prior to January 31 of the first regular session of each general assembly and shall serve for terms ending upon the convening of the following general assembly or when their successors are appointed, whichever is later. A vacancy shall be filled in the same manner as the original appointment and shall be for the remainder of the unexpired term of the vacancy.

c. The committee shall elect a chairperson and vice chairperson.

3. The members of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of their duties and shall be paid a per diem as specified in section 2.10 for each day in which they engaged in the performance of their duties. However, per diem compensation and expenses shall not be paid when the general assembly is actually in session at the seat of government. Expenses and per diem shall be paid from funds appropriated pursuant to section 2.12.

4. The committee shall do the following:

a. Review and consider options for reorganizing state government to improve efficiency, modernize processes, eliminate duplication and outdated processes, reduce costs, and increase accountability. The review shall address the expanded use of the internet and other technology, and the incorporation of productivity improvement measures.

b. Review recommendations received through a process to receive state government efficiency suggestions offered by the public and public employees.

c. Issue a report, including its findings and recommendations, to the general assembly.

5. The first report required by this section shall be submitted to the general assembly no later than January 1, 2013, with subsequent reports developed and submitted by January 1 at least every second year thereafter.

6. Administrative assistance shall be provided by the legislative services agency.

421.1A Property assessment appeal board.

7. *a.* Effective January 1, 2012, a property assessment appeal board review committee is established. Staffing assistance to the committee shall be provided by the department of revenue. The committee shall consist of six members of the general assembly, two appointed by the majority leader of the senate, one appointed by the minority leader of the senate, two appointed by the speaker of the house of representatives, and one appointed by the minority leader of the house of representatives; the director of revenue or the director's designee; a county assessor appointed by the Iowa state association of counties; and a city assessor appointed by the Iowa league of cities.

b. The property assessment appeal board review committee shall review the activities of the property assessment appeal board since its inception. The review committee may recommend the revision of any rules, regulations, directives, or forms relating to the activities of the property assessment appeal board.

c. The review committee shall report to the general assembly by January 15, 2013. The report shall include any recommended changes in laws relating to the property assessment appeal board, the reasons for the committee's recommendations, and any other information the committee deems advisable.

Sec. 42. MILITARY OCCUPATIONAL SPECIALTIES AND PROFESSIONAL CERTIFICATIONS
STUDY COMMITTEE.

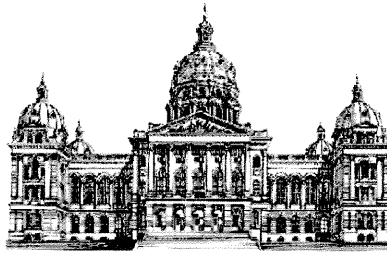
1. The legislative council is requested to establish a military occupational specialties and professional certifications study committee. The study committee shall assess the feasibility of allowing military occupational specialties to be counted toward professional certifications or other certifications required in Iowa for certain occupations, and shall recommend legislative or administrative rule changes relating to such requirements.

2. The study committee shall meet during the 2012 legislative interim. The study committee shall submit a report and recommendations to the general assembly by January 1, 2013.

Sec. 21. ONLINE LEARNING — INTERIM STUDY. The legislative council is requested to establish an interim study committee relating to online learning and programming for school districts and related educational issues. The objective of the study shall be to review the appropriate use of online learning by school districts, the appropriate levels and sources of funding for online learning, partnerships between school districts and private providers of online programs, and the potential use of online learning as the exclusive means to provide coursework required under the state's educational standards. The study shall identify opportunities between interested agencies and entities involved in or potentially involved in online learning activities, including but not limited to K-12 schools, area education agencies, institutions of higher learning, the public broadcasting division of the department of education, the department of education, and the Iowa communications network. The committee shall review the benefits of using the department of education's Iowa learning online initiative as the sole source of online learning for Iowa's school districts. The committee shall submit recommendations for the establishment of an online learning program model in accordance with section 256.27 to the director of the department of education by December 14, 2012. The committee is directed to submit its findings and recommendations in a report to the general assembly by December 14, 2012.

Sec. 131. MENTAL HEALTH AND DISABILITY SERVICES REDESIGN FISCAL VIABILITY ANALYSIS. The legislative council is requested to authorize a study committee to analyze the viability of the mental health and disability services redesign financing provisions in this Act, during the 2012 and 2013 legislative interims. The study committee may contract for an independent analysis to be performed. The study committee shall consider reports from the transition committee created by this division of this Act. Reports of the analysis containing findings and recommendations shall be submitted for consideration by the Eighty-fifth General Assembly during the 2013 legislative session. The study committee may meet during the 2013 legislative interim to consider and determine whether revisions to 2013 redesign financing enactments are warranted and to make appropriate recommendations for consideration during the 2014 legislative session.

Sec. 101. SPECIAL EDUCATION COSTS — LEGISLATIVE STUDY. The legislative council is requested to establish an interim study committee during the 2012 interim to examine the payment of special education costs associated with student services provided in residential treatment facilities and whether the planning for and costs of such services would be more appropriately administered by the department of education or the department of human services.



Iowa General Assembly

June 13, 2012

TO: Members of the Studies Committee of the Legislative Council
FROM: Senate Majority Leader Michael E. Gronstal and
Speaker of the House Kraig Paulsen
RE: Electronic Commerce Interim Legislative Study Request

Significant discussion has recently taken place concerning several issues relating to electronic commerce occurring within this state, including the issues of E-fairness and electronic payment transaction interchange fees. During the 2012 Legislation Session, the General Assembly considered SF 2330 and HSB 669 relating to the collection of sales and use taxes and SSB 3193 and HSB 666 relating to electronic payment transaction interchange fees.

We respectfully request the Legislative Council to authorize a study committee to review the issues of electronic commerce relating to E-fairness and the collection of swipe fees.

Sec. 2. Section 11.6, Code Supplement 2011, is amended by adding the following new subsection:

NEW SUBSECTION. 10A.

a. The auditor of state shall adopt rules in accordance with chapter 17A to establish and collect a periodic examination fee from cities that are not required to have an audit or required fiscal year examination conducted pursuant to subsection 1 during a fiscal year. Such fees are due on March 31 each year. The auditor of state shall base the fees on a sliding scale, based on the city's budgeted gross expenditures, to produce total revenue of not more than three hundred seventy-five thousand dollars for each fiscal year. However, cities that pay a filing fee for an audit or examination pursuant to subsection 10 during the fiscal year are not required to pay the examination fee. The funds collected shall be maintained in a segregated account for use by the office of the auditor of state in performing periodic examinations conducted pursuant to subsection 1. However, if the fees collected in one fiscal year exceed three hundred seventy-five thousand dollars, the auditor of state shall apply the excess funds to provide training to city officials on municipal financial management or shall contract with a qualified organization to provide such training. Notwithstanding section 8.33, any fees collected by the auditor of state for these purposes that remain unexpended at the end of the fiscal year shall not revert to the general fund of the state or any other fund but shall remain available for use for the following fiscal year for the purposes authorized in this subsection.

b. The auditor of state shall provide an annual report by January 15 of each year to the general assembly's standing committees on government oversight, advising the general assembly on the status of the account created in this subsection and on the status of the required fiscal year examinations and periodic examinations of cities.

Section 1. NEW SECTION. 481A.6B Pheasant population studies — reports.

1. The department, in cooperation with private and public partners, shall conduct a multiyear study to determine the effectiveness of stocking wild or first-generation pheasants in the state.

2. The department, in cooperation with private and public partners, shall stock wild or first-generation pheasants in an area with suitable pheasant habitat that has a very low or no wild pheasant population. The rate at which the pheasant population changes over time in the stocked area shall be compared to the rate of change in another area where no pheasants have been stocked. Both areas shall be located in the southern half of the state. The results of the study shall be published and made available to the public at the conclusion of the study.

3. The department shall collect a sufficient amount of new data as is necessary to confirm or revise population parameters used by the department to predict pheasant population change. A report discussing the data collected and the changes made to the department's pheasant population prediction model, if any, shall be submitted to the general assembly and made available to the public by December 31, 2015.

4. The department, in cooperation with an institution under the control of the state board of regents, shall also conduct a study to determine the economic impact of pheasant hunting in Iowa. The study shall focus on the impact to rural areas of the state and to small communities. A report on the results of the study shall be submitted to the general assembly by December 31, 2014.

5. The duties imposed in this section are contingent on the receipt of outside funding by the department sufficient to cover the costs associated with the studies required.

6. This section is repealed June 30, 2018.

Section 1. NEW SECTION. 481A.6B Pheasant population studies — reports.

1. The department, in cooperation with private and public partners, shall conduct a multiyear study to determine the effectiveness of stocking wild or first-generation pheasants in the state.

2. The department, in cooperation with private and public partners, shall stock wild or first-generation pheasants in an area with suitable pheasant habitat that has a very low or no wild pheasant population. The rate at which the pheasant population changes over time in the stocked area shall be compared to the rate of change in another area where no pheasants have been stocked. Both areas shall be located in the southern half of the state. The results of the study shall be published and made available to the public at the conclusion of the study.

3. The department shall collect a sufficient amount of new data as is necessary to confirm or revise population parameters used by the department to predict pheasant population change. A report discussing the data collected and the changes made to the department's pheasant population prediction model, if any, shall be submitted to the general assembly and made available to the public by December 31, 2015.

4. The department, in cooperation with an institution under the control of the state board of regents, shall also conduct a study to determine the economic impact of pheasant hunting in Iowa. The study shall focus on the impact to rural areas of the state and to small communities. A report on the results of the study shall be submitted to the general assembly by December 31, 2014.

5. The duties imposed in this section are contingent on the receipt of outside funding by the department sufficient to cover the costs associated with the studies required.

6. This section is repealed June 30, 2018.

Sec. 10. 2011 Iowa Acts, chapter 130, section 57, is amended to read as follows:
SEC. 57.

IOWA STATE UNIVERSITY.

4. It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the institute for physical research and technology industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection ~~6~~ 10, for directed contract research or for nondirected research shall be \$1 for each \$3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be \$1 for each \$1 of state funds. The match required of industrial foundations or trade associations shall be \$1 for each \$1 of state funds.

Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

Sec. 17. REGENTS INNOVATION FUND.

2. The institutions shall use moneys appropriated in this section for capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in the implementation of activities under chapter 262B.

4. The state board of regents shall annually prepare a report for submission to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys allocated under this section. The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

Sec. 21. NEW SECTION. 15E.362 Entrepreneur investment awards program.

11. The economic development authority shall conduct a comprehensive review of the entrepreneur investment awards program and shall, by December 31, 2013, submit a report of the findings of the review, as well as any recommendations and cost projections of its recommendations, to the governor and the general assembly. The report shall consist of the following information:

a. The number of grants awarded, the total amount of the grants awarded, the total amount expended on the entrepreneur investment awards program, and the number of entrepreneur investment awards to entrepreneur assistance programs that were the subject of repayment or collection activity.

b. The number of applications received by the authority for the program and the status of the applications.

c. For each entrepreneur assistance program receiving moneys from the entrepreneur investment awards program fund, the following information:

(1) The amount the entrepreneur assistance program received from the entrepreneur investment awards program fund.

(2) The number of entrepreneurs creating a business in the state that were assisted by the entrepreneur assistance program and the number of new jobs associated with the business.

(3) The number of entrepreneurs locating or expanding a business in the state that were assisted by the entrepreneur assistance program and the number of new or retained jobs associated with the business.

(4) The entrepreneur assistance program's location.

(5) The amount, if any, of private and local matching funds received by the entrepreneur assistance program.

d. The number of clients referred by the authority to an entrepreneur assistance program receiving moneys from the entrepreneur investment awards program fund.

e. An evaluation of the investment made by the state of Iowa in the entrepreneur investment awards program.

f. Any other information the authority deems relevant to assessing the success of the entrepreneur investment awards program.

Sec. 35. Section 15.107B, subsection 1, Code Supplement 2011, is amended to read as follows:

1. On or before January 31 of each year, the director shall submit to the authority board and the general assembly a report that describes the activities of the authority during the preceding fiscal year. The report shall include detailed information about jobs created, capital invested, wages paid, and awards made under the programs the authority administers. The report may include such other information as the director deems necessary or as otherwise required by law. Subsequent to submitting the report and within the same session of the general assembly, the director shall discuss and review the report with the general assembly's standing committees on economic growth and rebuild Iowa.

Sec. 2. COMPETENCY-BASED INSTRUCTION TASK FORCE.

1. The department of education shall appoint a task force to conduct a study regarding competency-based instruction standards and options and the integration of competency-based instruction with the Iowa core curriculum, and to develop related assessment models and professional development focused on competency-based instruction.

2. At a minimum, the task force shall do all of the following:

- a. Redefine the Carnegie unit into competencies.
- b. Construct personal learning plans and templates.
- c. Develop student-centered accountability and assessment models.
- d. Empower learning through technology.
- e. Develop supports and professional development for educators to transition to a competency-based system.

3. The task force shall be comprised of at least twelve members, nine of whom shall represent education stakeholders and practitioners knowledgeable about the Iowa core curriculum; one of whom shall be the deputy director and administrator of the division of learning and results of the department of education or the deputy director's designee; one of whom shall represent the area education agencies; and one of whom shall represent the Iowa state education association.

4. The person representing the area education agency shall convene the initial meeting. The task force shall elect one of its members as chairperson. After the initial meeting, the task force shall meet at the time and place specified by call of the chairperson. The department of education shall provide staffing services for the task force.

5. a. The task force shall submit a preliminary report that includes but is not limited to its findings and recommendations relating to subsection 2, paragraphs "b", "d", and "e", by January 15, 2013.

b. The task force shall submit its plan, findings, models, and recommendations in a final report to the state board of education, the governor, and the general assembly by November 15, 2013.

Sec. 9. STATEWIDE EDUCATOR EVALUATION SYSTEM TASK FORCE.

1. The director of the department of education shall convene a task force to conduct a study regarding a statewide teacher evaluation system and a statewide administrator evaluation system.

2. The task force shall be comprised of at least twelve members as follows:

a. Eight members shall be appointed by the director to represent education stakeholders and practitioners knowledgeable about the Iowa core curriculum and may include members currently serving on the department's teacher quality partnership teacher evaluation team.

b. One member shall be the deputy director and administrator of the division of learning and results of the department of education or the deputy director's designee.

c. One member shall represent the area education agencies.

d. One member shall represent a certified employee organization representing teachers licensed under chapter 272.

e. One member shall represent a statewide organization representing school administrators licensed under chapter 272.

3. The person representing the area education agency shall convene the initial meeting. The task force shall elect one of its members as chairperson. After the initial meeting, the task force shall meet at the time and place specified by call of the chairperson. The department of education shall provide staffing services for the task force.

4. To the extent possible, appointments shall be made to provide geographical area representation and to comply with sections 69.16, 69.16A, and 69.16C.

5. The task force shall develop a statewide teacher evaluation system and a statewide administrator evaluation system that standardize the instruments and processes used by school districts, charter schools, and accredited nonpublic schools throughout the state to evaluate teachers and administrators. The components of the statewide teacher evaluation system shall include but not be limited to the following:

a. Direct observation of classroom teaching behaviors.

b. Balanced consideration of student growth measures, when available for tested subjects and grades, to supplement direct observation of classroom teaching behaviors.

c. Integration of the Iowa teaching standards.

d. System applicability to teachers in all content areas taught in a school.

6. The task force, at a minimum, shall include in its recommendations and proposal a tiered evaluation system that differentiates ineffective, minimally effective, effective, and highly effective performance by teachers and administrators.

7. The task force shall submit its findings, recommendations, and a proposal for each system to the general assembly by October 15, 2012.

Sec. 10. IOWA TEACHING STANDARDS AND CRITERIA REVIEW TASK FORCE.

1. The department of education shall convene a task force to identify and recommend measures to improve the Iowa teaching standards and criteria and align the Iowa teaching standards with best practices and nationally accepted standards, and to identify and recommend measures to improve the educator evaluations conducted based on the Iowa teaching standards. The task force shall recommend changes to the Iowa Code as appropriate.

2. The task force shall consist of teachers, administrators, and representatives of the department of education, the board of educational examiners, an organization representing teachers, an organization representing school boards, accredited institutions of higher education, and any other appropriate educational stakeholders.

3. The task force shall submit its findings and recommendations, including recommendations for changes to the Iowa Code as appropriate, to the general assembly by November 15, 2012.

Sec. 11. TEACHER PERFORMANCE, COMPENSATION, AND CAREER DEVELOPMENT TASK FORCE.

1. The director of the department of education shall appoint, and provide staffing services for, a teacher performance, compensation, and career development task force to develop recommendations for a new teacher compensation system to replace the current teacher compensation system which addresses, at a minimum, the following:

a. The duties and responsibilities of apprentice, career, mentor, and master teachers.

b. Utilizing retired teachers as mentors.

c. Strategic and meaningful uses of finite resources and the realignment of resources currently available.

d. Mechanisms to substantially increase the average salary of teachers who assume leadership roles within the profession.

e. Standardizing implementation of task force recommendations in all of Iowa's school districts and public charter schools.

2. The task force shall also propose a peer coaching pilot project to expand excellence in the teaching profession. The proposal shall include recommendations for peer coaching criteria goals, strategies, documentation of progress, incentives for participation, and program evaluation.

3. The director of the department of education shall appoint and provide staffing services for a task force whose members shall represent teachers, parents, school administrators, and business and community leaders. Insofar as practicable, appointments shall be made to provide geographical area representation and to comply with sections 69.16, 69.16A, and 69.16C.

4. The task force shall submit its findings, recommendations, and pilot project proposal in a report to the state board of education, the governor, and the general assembly by October 15, 2012.

Sec. 12. EFFECTIVE UPON ENACTMENT. The section of this division of this Act providing for the appointment of the teacher performance, compensation, and career development task force, being deemed of immediate importance, takes effect upon enactment.

Sec. 27. Section 262.9, Code Supplement 2011, is amended by adding the following new subsection:

NEW SUBSECTION. 36. Implement continuous improvement in every undergraduate program offered by an institution of higher education governed by the board.

a. A continuous improvement plan shall be developed and implemented built upon the results of the institution's student outcomes assessment program using the following phase-in timeline:

(1) For each course with typical annual enrollment of three hundred or more, whether in one or multiple sections, a continuous improvement plan shall be developed and implemented beginning in the fall semester of 2013.

(2) For each course with typical annual enrollment of two hundred or more but less than three hundred, whether in one or multiple sections, a continuous improvement plan shall be developed and implemented beginning in the fall semester of 2014.

(3) For each course with a typical annual enrollment of one hundred or more but less than two hundred, whether in one or multiple sections, a continuous improvement plan shall be developed and implemented beginning in the fall semester of 2015.

b. For each undergraduate course the institution shall collect and use the results of formative and summative assessments in its continuous improvement plan. The board shall annually evaluate the effectiveness of the plans and shall submit an executive summary of its findings and recommendations in its annual strategic plan progress report, a copy of which shall be submitted to the general assembly.

Sec. 32. Section 256.9, subsection 53, Code Supplement 2011, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. Establish, subject to an appropriation of funds by the general assembly, an Iowa reading research center.

(1) The purpose of the center shall be to apply current research on literacy to provide for the development and dissemination of all of the following:

(a) Instructional strategies for prekindergarten through grade twelve to achieve literacy proficiency that includes reading, reading comprehension, and writing for all students.

(b) Strategies for identifying and providing evidence-based interventions for students, beginning in kindergarten, who are at risk of not achieving literacy proficiency.

(c) Models for effective school and community partnerships to improve student literacy.

(d) Reading assessments.

(e) Professional development strategies and materials to support teacher effectiveness in student literacy development.

(f) Data reports on attendance center, school district, and statewide progress toward literacy proficiency in the context of student, attendance center, and school district demographic characteristics.

(g) An intensive summer literacy program. The center shall establish program criteria and guidelines for implementation of the program by school districts, under rules adopted by the state board pursuant to section 256.7, subsection 32.

(2) The first efforts of the center shall focus on kindergarten through grade three. The center shall draw upon national and state expertise in the field of literacy proficiency, including experts from Iowa's institutions of higher education and area education agencies with backgrounds in literacy development. The center shall seek support from the Iowa research community in data report development and analysis of available information from Iowa education data sources. The center shall work with the department to identify additional needs for tools and technical assistance for Iowa schools to help schools achieve literacy proficiency goals and seek public and private partnerships in developing and accessing necessary tools and technical assistance.

(3) The center shall submit a report of its activities to the general assembly by January 15 annually.

Sec. 35. CROSS-AGENCY ASSESSMENT INSTRUMENT PLANNING GROUP. The department of education and the early childhood Iowa state board shall collaborate to form a cross-agency planning group. Members of the planning group shall include teachers and school leaders, and representatives from the departments of public health, human services, and education, the Iowa early childhood state and area boards, the state board of regents, applicable nonprofit groups, and experts in early childhood assessment and educational assessment. The planning group shall study and select one standard, multidomain assessment instrument for implementation by all school districts for purposes of section 279.60, subsection 1. The instrument shall align with agreed upon state and national curriculum standards. The planning group shall study all costs associated with implementing a universal assessment instrument. The assessment instrument shall be administered at least at the beginning and at the end of the school year to measure student skills and academic growth. The planning group shall submit its findings and recommendations in a report to the general assembly by November 15, 2012.

Sec. 36. SCHOOL INSTRUCTIONAL TIME TASK FORCE.

1. The director of the department of education shall appoint a school instructional time task force comprised of at least seven members to conduct a study regarding the minimum requirements of the school day and the school year. The study shall include but not be limited to an examination of the following:

a. Whether the minimum length of an instructional day should be extended and, if so, whether the instructional day should be extended for all students or for specific groups of students.

b. Whether the minimum number of instructional days or hours in a school year should be increased and, if so, whether the minimum number of days or hours in a school year should be increased for all students or for specific groups of students.

c. Whether the minimum number of instructional days or hours should be rearranged to result in a shorter summer break, with other days or weeks off throughout the school year.

d. Whether the minimum school year should be defined by a number of days or by a number of instructional hours.

e. Whether there should be a uniform, statewide start date for the school year that can only be waived for the purpose of implementing an innovative educational program.

f. Whether resources necessary to extend the minimum length of an instructional day or the minimum length of a school year are justified when compared to competing education priorities.

2. Based upon the examination conducted pursuant to subsection 1, the task force shall design, propose, and establish goals for a pilot project on extending the school day or year to expand instructional time for prekindergarten through grade twelve.

3. The appointment of members to the task force shall be made in a manner which provides geographical area representation and complies with sections 69.16, 69.16A, and 69.16C.

4. The task force shall submit its findings, recommendations, and pilot project proposal in a report to the state board of education, the governor, and the general assembly by October 15, 2012.

Sec. 5. 2011 Iowa Acts, chapter 132, section 102, is amended to read as follows:

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,481,584

..... FTEs $\frac{4,963,168}{255.00}$

For purposes of optimizing the job placement of individuals with disabilities, the division shall make its best efforts to work with community rehabilitation program providers for job placement and retention services for individuals with significant disabilities and most significant disabilities. By January 15, 2013, the division shall submit a written report to the general assembly on the division's outreach efforts with community rehabilitation program providers.

Sec. 5. 2011 Iowa Acts, chapter 132, section 102, is amended to read as follows:

12. e. (1) The data reporting requirements adopted by the early childhood Iowa state board pursuant to section 256I.4 for the family support programs targeted to families expecting a child or with newborn and infant children through age five and funded through the board shall require the programs to participate in a state administered internet-based data collection system by July 1, 2013. The data reporting requirements shall be developed in a manner to provide for compatibility with local data collection systems. The state board's annual report submitted each January to the governor and general assembly under section 256I.4 shall include family support program outcomes beginning with the January 2015 report.

(2) The data on families served that is collected by the family support programs funded through the early childhood Iowa initiative shall include but is not limited to basic demographic information, services received, funding utilized, and program outcomes for the children and families served. The state board shall adopt performance benchmarks for the family support programs and shall revise the Iowa family support credential to incorporate the performance benchmarks on or before January 1, 2014.

(3) The state board shall identify minimum competency standards for the employees and supervisors of family support programs funded through the early childhood Iowa initiative. The state board shall submit recommendations concerning the standards to the governor and general assembly on or before January 1, 2014.

(4) On or before January 1, 2013, the state board shall adopt criminal and child abuse record check requirements for the employees and supervisors of family support programs funded through the early childhood Iowa initiative.

(5) The state board shall develop a plan to implement a coordinated intake and referral process for publicly funded family support programs in order to engage the families expecting a child or with newborn and infant children through age five in all communities in the state by July 1, 2015.

Sec. 118. Section 262.93, Code 2011, is amended to read as follows:

262.93 Reports to general assembly.

The college student aid commission and the state board of regents each shall submit to the general assembly, by January 15 of each year, a report on the progress and implementation of the programs which they administer under sections 261.102 through 261.105, ~~262.82~~, and 262.92. By January 31 of each year, the state board of regents shall submit a report to the general assembly regarding the progress and implementation of the program administered pursuant to section 262.82. The reports shall include, but are not limited to, the numbers of students and educators participating in the programs and allocation of funds appropriated for the programs.

Sec. 12. E911 TASK FORCE.

1. The homeland security and emergency management division of the department of public defense shall convene a task force of stakeholders to consider and offer recommendations regarding needed upgrades and enhancements to the state's E911 programs. Stakeholders shall include public safety and emergency management representatives, local public safety answering point personnel, telecommunications service providers, and state agencies that are directly involved in administering and providing E911 services in this state. Aspects of E911 service delivery for consideration by the task force shall include but not be limited to the following:

- a. Enhanced technology needs of local E911 public safety answering points to ensure timely, quality emergency response services.
- b. Identification of new wireless technologies used in E911 service delivery.
- c. Funding needs to meet state and federal emergency communications technology mandates.
- d. Potential wireless and wire-line surcharge adjustments to meet E911 service delivery demands, including specific recommendations on surcharge equalization and on the distribution formula of surcharge revenues.
- e. Local and state E911 administration and governance.

2. The task force shall submit a report containing recommendations to the general assembly by December 1, 2012.

Sec. 9. NEW SECTION. 418.8 Flood mitigation program.

1. The board shall establish and the division, subject to direction and approval by the board, shall administer a flood mitigation program to assist governmental entities in undertaking projects approved under this chapter. The flood mitigation program shall include projects approved by the board to utilize either financial assistance from the flood mitigation fund created under section 418.10 or sales tax revenues remitted to the governmental entity under section 418.12. A governmental entity shall not be approved by the board to utilize both financial assistance from the flood mitigation fund and sales tax revenues remitted to the governmental entity.

2. The board shall, by rules adopted under section 418.7, prescribe application instructions, forms, and other requirements deemed necessary to operate the flood mitigation program.

3. The board may contract with or otherwise consult with the Iowa flood center, established under section 466C.1, to assist the board in administering the flood mitigation program.

4. The board shall submit a written report to the governor and the general assembly on or before January 15 of each year. The report shall include information relating to all projects approved by the board for inclusion in the flood mitigation program, the status of such projects, summaries of each report submitted to the board under section 418.4, subsection 6, information relating to the types of funding being used for each approved project, including all indebtedness incurred by the applicable governmental entities, and any recommendations for legislative action to modify the provisions of this chapter.

Sec. 7. MANDATORY CHILD ABUSE REPORTER TRAINING — COMMITTEE REVIEW.

1. A stakeholder committee shall be convened and staffed by the department of public health to review the training resources for mandatory reporters of child abuse. The review shall address the current training resources and identify options for increasing the frequency of the training and the availability of profession-specific training and for enhancing the effectiveness and quality of the training. The results of the review, including findings, recommendations, and cost projections, shall be submitted to the governor and general assembly on or before December 15, 2012.

2. The membership of the committee shall consist of stakeholders involved with the child protection system and representatives of the professions that are mandatory reporters of child abuse. The members shall be appointed, five members each, by the chairpersons of the committees on human resources of the senate and the house of representatives, in consultation with the ranking members of the committees. In addition, four members of the general assembly shall be appointed to serve in an ex officio, nonvoting capacity. The legislative members shall be selected, one member each, by the majority leader of the senate, the minority leader of the senate, the speaker of the house of representatives, and the minority leader of the house of representatives.

Section 1. 2011 Iowa Acts, chapter 129, section 113, is amended to read as follows:

SEC. 113.

DEPARTMENT ON AGING.

6. The department shall develop recommendations for an implementation schedule, including funding projections, for the substitute decision maker program created pursuant to chapter 231E, and shall submit the recommendations to the individuals identified in this Act for submission of reports by December 15, 2012.

Sec. 2. 2011 Iowa Acts, chapter 129, section 114, is amended to read as follows:

h. (1) Of the funds appropriated in this subsection, ~~\$74,500-\$149,000~~ shall be used for ~~continued implementation of the recommendations of the direct care worker task force established pursuant to 2005 Iowa Acts, chapter 88, based upon the report submitted to the governor and the general assembly in December 2006~~ continuation of the work of the direct care worker advisory council established pursuant to 2008 Iowa Acts, chapter 1188, section 69, in implementing the recommendations in the final report submitted by the advisory council to the governor and the general assembly in March 2012. The department may use a portion of the funds allocated in this ~~lettered paragraph-subparagraph (1)~~ for an additional position to assist in the continued implementation.

Sec. 14. 2011 Iowa Acts, chapter 129, section 122, is amended by adding the following new subsection:

NEW SUBSECTION. 30.

a. The funds received through participation in the medical assistance state balancing incentive payments program created pursuant to section 10202 of the federal Patient Protection and Affordable Care Act of 2010, Pub. L. No. 111-148 (2010), as amended by the federal Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152, shall be used by the department of human services to comply with the requirements of the program including developing a no wrong door single entry point system; providing a conflict-free case management system; providing core standardized assessment instruments; complying with data collection requirements relating to services, quality, and outcomes; meeting the applicable target spending percentage required under the program to rebalance long-term care spending under the medical assistance program between home and community-based services and institution-based services; and for new or expanded medical assistance program non-institutionally based long-term care services and supports.

b. The department shall convene stakeholders to provide an ongoing advisory process to ensure that implementation is accomplished in a coordinated and integrated manner and without duplication. The department shall submit periodic progress reports regarding implementation to the individuals identified in this Act for submission of reports.

Sec. 22. 2011 Iowa Acts, chapter 129, section 128, is amended to read as follows:

SEC. 128.

CHILD AND FAMILY SERVICES.

23A. Of the funds appropriated in this section, \$25,000 shall be used for the public purpose of providing a grant to a hospital-based provider headquartered in a county with a population between 90,000 and 95,000 in the latest certified federal census that provides multiple services including but not limited to diagnostic, therapeutic, and behavioral services to individuals with autism spectrum disorder across the lifespan. The grant recipient shall utilize the funds to implement a pilot project to determine the necessary support services for children with autism spectrum disorder and their families to be included in the children's disabilities services system. The grant recipient shall submit findings and recommendations based upon the results of the pilot project to the individuals specified in this division of this Act for submission of reports by December 31, 2012.

Sec. 36. 2011 Iowa Acts, chapter 129, section 141, is amended by adding the following new subsection:

NEW SUBSECTION. 10A. The department of human services, Iowa Medicaid enterprise, shall review reimbursement of home health agency and home and community-based services waiver services providers and shall submit a recommendation for a rebasing methodology applicable to such providers to the individuals identified in this Act for receipt of reports by December 31, 2012.

2. HEALTHY CHILDREN AND FAMILIES

(3) (a) The data reporting requirements applicable to the HOPES-HFI program services shall include the requirements adopted by the early childhood Iowa state board pursuant to section 256I.4 for the family support programs targeted to families expecting a child or with newborn and infant children through age five and funded through the state board. The department of public health may specify additional data reporting requirements for the HOPES-HFI program services. The HOPES-HFI program services shall be required to participate in a state administered internet-based data collection system by July 1, 2013. The annual reporting concerning the HOPES-HFI program services shall include program outcomes beginning with the 2015 report.

(b) The data on families served that is collected by the HOPES-HFI program shall include but is not limited to basic demographic information, services received, funding utilized, and program outcomes for the children and families served.

(c) The HOPES-HFI program shall work with the early childhood Iowa state board in the state board's efforts to identify minimum competency standards for the employees and supervisors of family support programs funded. The HOPES-HFI program, along with the state board, shall submit recommendations concerning the standards to the governor and general assembly on or before January 1, 2014.

Sec. 22. Section 135.11, Code Supplement 2011, is amended by adding the following new subsection:

NEW SUBSECTION. 31. Report to the chairpersons and ranking members of the joint appropriations subcommittee on health and human services, the legislative services agency, the legislative caucus staffs, and the department of management within sixty calendar days of applying for or renewing a federal grant which requires a state match or maintenance of effort and has a value of over one hundred thousand dollars. The report shall list the federal funding source and address the potential need for the commitment of state funding in order to match or continue the funding provided by the federal grant in the present or future.

Section 1. ELDER ABUSE REVIEW AND REPORT.

1. The department on aging shall work with the department of inspections and appeals, the department of human services, the office of the attorney general, and other affected stakeholders to conduct a comprehensive review of occurrences of and laws relating to the abuse, neglect, or exploitation of individuals in the state who are sixty years of age or older.

2. The review shall include all of the following:

a. The current situation of abuse, neglect, and exploitation of individuals in the state who are sixty years of age or older.

b. An analysis of laws in other states related to the abuse, neglect, or exploitation of individuals who are sixty years of age or older.

c. An analysis of current state law addressing issues related to abuse, neglect, or exploitation of an individual who is sixty years of age or older, and recommendations for improvements to existing law or implementation of other laws specifically addressing abuse, neglect, or exploitation of an individual who is sixty years of age or older.

d. Other information the department on aging deems relevant.

3. The department on aging shall, by December 15, 2012, submit a report of its review including findings and recommendations to the governor and general assembly.

Sec. 6. CHILD ABUSE REPORTS — DIFFERENTIAL RESPONSE REVIEW.

1. The department of human services shall conduct a comprehensive review to determine whether to recommend implementation of a differential response to child abuse reports when the initial report is received by the department pursuant to section 232.70. The department of human services shall also review and recommend the length of time a person named in a child abuse report as having abused a child should remain on the child abuse registry and the circumstances under which the department may remove the name of a person named in the report as having abused a child from the report and disposition data prior to the expiration of a ten-year period.

2. "Differential response", as used in this section, means at least two discrete response options for the screening of cases constituting a child abuse allegation pursuant to the department's assessment process. One of the options shall include a voluntary, noninvestigative response.

3. The department shall, by December 1, 2012, submit a report of its review including findings and recommendations to the governor and general assembly.

Sec. 7. REPORT ON CHILD ABUSE ASSESSMENTS ADMINISTRATIVE APPEALS. The department of human services and the department of inspections and appeals shall, by December 1, 2012, submit a preliminary report to the governor and general assembly regarding the length of time for appeals of placement on the child abuse registry within the last five years. The department of human services and the department of inspections and appeals shall submit a final report to the governor and the general assembly by December 1, 2013. The preliminary and final reports shall include information on the number of persons appealing, the alleged reason for the placement, the length of time for an appeal including the time between a request for a contested case hearing and the occurrence of the contested case hearing, the proposed decision of the presiding officer, and, if the proposed decision was appealed, the review of the director, and the reasons for outliers in the length of time for an appeal.

Sec. 8. DEPARTMENT OF PUBLIC HEALTH — IOWA YOUTH SUICIDE PREVENTION PROGRAM. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To contract for a program to develop an Iowa youth suicide prevention program:
..... \$ 50,000

1. The department shall establish a request for proposals process which shall be based upon specifications established under a suicide prevention plan for youth who are targets of bullying, which was developed in partnership with the department during the 2011-2012 fiscal year and shall include but is not limited to an antibullying internet site, internet-based communications including texting capabilities, and a telephone hotline.

2. The department shall submit to the general assembly a progress report on or before January 15, 2013, providing a detailed analysis of the program, its budgetary requirements, and the department's findings and recommendations for continuation of the program.

Sec. 17. CONTINUATION OF WORKGROUP BY JUDICIAL BRANCH AND DEPARTMENT OF HUMAN SERVICES — CONSOLIDATION OF SERVICES — PATIENT ADVOCATE. The judicial branch and department of human services shall continue the workgroup implemented pursuant to 2010 Iowa Acts, chapter 1192, section 24, subsection 2, and extended pursuant to 2011 Iowa Acts, chapter 121, section 2, to study and make recommendations relating to the consolidation of the processes for involuntary commitment for persons with substance-related disorders under chapter 125, for intellectual disability under chapter 222, and for serious mental illness under chapter 229. The workgroup shall also include representatives from the department of public health. The workgroup shall also study and make recommendations concerning the feasibility of establishing an independent statewide patient advocate program for qualified persons representing the interests of patients suffering from mental illness, intellectual disability, or a substance-related disorder and involuntarily committed by the court, in any matter relating to the patients' hospitalization or treatment under chapters 125, 222, and 229, and shall also include recommendations for a patient advocate representing the interests of patients found not guilty of a crime by reason of insanity. The workgroup shall also consider the implementation of consistent reimbursement standards for patient advocates supported by a state-funded system and shall also consider the role of the advocate for a person who has been diagnosed with a co-occurring mental illness and substance-related disorder. The workgroup shall solicit input from current mental health advocates and mental health and substance-related disorder care providers and individuals receiving services whose interests would be represented by an independent statewide advocate program and shall submit a report on the study and make recommendations to the governor and the general assembly by December 1, 2012.

Sec. 18. COMPREHENSIVE JAIL DIVERSION PROGRAM — MENTAL HEALTH COURTS — STUDY. The division of criminal and juvenile justice planning of the department of human rights shall conduct a study regarding the possible establishment of a comprehensive statewide jail diversion program, including the establishment of mental health courts, for nonviolent criminal offenders who suffer from mental illness. The division shall solicit input from the department of human services, the department of corrections, and other members of the criminal justice system including but not limited to judges, prosecutors, and defense counsel, and mental health treatment providers and consumers. The division shall establish the duties, scope, and membership of the study commission and shall also consider the feasibility of establishing a demonstration mental health court. The division shall submit a report on the study and make recommendations to the governor and the general assembly by December 1, 2012.

Section 1. 2011 Iowa Acts, chapter 135, section 7, is amended to read as follows:

3. The judicial branch shall submit monthly financial statements to the legislative services agency and the department of management containing all appropriated accounts in the same manner as provided in the monthly financial status reports and personal services usage reports of the department of administrative services. The monthly financial statements shall include a comparison of the dollars and percentage spent of budgeted versus actual revenues and expenditures on a cumulative basis for full-time equivalent positions and dollars.

7. The judicial branch shall submit a semiannual update to the legislative services agency specifying the amounts of fines, surcharges, and court costs collected using the Iowa court information system since the last report. The judicial branch shall continue to facilitate the sharing of vital sentencing and other information with other state departments and governmental agencies involved in the criminal justice system through the Iowa court information system.

8. The judicial branch shall provide a report to the general assembly by January 1, 2013, concerning the amounts received and expended from the enhanced court collections fund created in section 602.1304 and the court technology and modernization fund created in section 602.8108, subsection 7, during the fiscal year beginning July 1, 2011, and ending June 30, 2012, and the plans for expenditures from each fund during the fiscal year beginning July 1, 2012, and ending June 30, 2013. A copy of the report shall be provided to the legislative services agency.

Sec. 7. JOINT STATE-FEDERAL MORTGAGE SERVICING SETTLEMENT MONEYS —
APPROPRIATIONS.

4. a. The department of justice shall submit a report to the general assembly detailing the expenditure of moneys from the mortgage servicing settlement fund by the department of justice for the previous calendar year and how the expenditures related to the implementation, monitoring, or enforcement of the settlement and how expenditures in the current and succeeding calendar year will be used for implementation, monitoring, or enforcement of the settlement. The initial report shall be submitted on or before January 15, 2013.

b. The division of banking shall submit a report to the general assembly detailing the expenditure of moneys from the banking division mortgage servicing settlement fund by the division of banking for the previous calendar year and how the expenditures related to the implementation, monitoring, or enforcement of the settlement and how expenditures in the current and succeeding calendar year will be used for implementation, monitoring, or enforcement of the settlement. The initial report shall be submitted on or before January 15, 2013.

Sec. 6. RISK POOL APPLICATIONS FOR FISCAL YEAR 2011-2012.

1. For the purposes of this section, unless the context otherwise requires:

a. "County management plan" means the county management plan for the county's mental health, mental retardation, and developmental disabilities services system implemented in accordance with section 331.439 and in effect as of July 1, 2011.

b. "Department" means the department of human services.

c. "Risk pool board" means the risk pool board created in section 426B.5.

d. "Services fund" means the county mental health, mental retardation, and developmental disabilities services fund created in section 331.424A.

2. All moneys remaining following the distributions made pursuant to 2011 Iowa Acts, chapter 129, section 43, shall be credited to and remain in the risk pool created in the property tax relief fund pursuant to section 426B.5 for expenditure as provided by law. Notwithstanding section 426B.5, subsection 2, paragraph "d", and 2011 Iowa Acts, chapter 129, section 43, subsection 2, paragraph "c", a county may apply to the risk pool board for assistance from the risk pool for the fiscal year beginning July 1, 2011, in accordance with this section.

3. a. A county with individuals on a waiting list, as of the effective date of this section, for services covered under the county's county management plan is eligible to apply for a distribution of assistance under this section.

b. In addition, a county may apply for assistance to cover the nonfederal share of medical assistance waiver costs chargeable to the county for the fiscal year of individuals who became eligible for the medical assistance program home and community-based waiver for persons with an intellectual disability on or after October 1, 2011.

4. All of the following provisions shall apply to a funding distribution under this section:

a. A county's application for the funding distribution must be received by the department within 10 calendar days of the enactment date of this section.

b. The county's application shall provide all of the following information:

(1) A declaration that the county cannot provide services in accordance with the county's management plan and remain in compliance with the 99 percent budgeting requirement in section 331.439, subsection 5, resulting in the creation of a waiting list or the need for the funding requested.

(2) An accounting of the individuals to be removed from the county's waiting list or to have services funded with risk pool moneys as a result of the funding applied for under this subsection, along with the following information in a format specified by the department:

(a) Each individual's unique client identifier established pursuant to section 225C.6A, subsection 3.

(b) The date the individual was originally placed on the county waiting list, removed from the state waiting list, or would be subject to a service reduction or elimination without the risk pool funding requested.

(c) The services needed by the individual.

(d) The projected cost for each service needed for that individual for the period beginning on the date the individual is removed from the county or state waiting list, or the date of receipt of the risk pool funding requested, through June 30, 2012.

(e) The total cost for all of the services for each individual for the fiscal year.

c. The application shall be accompanied by a signed statement by the county's board of supervisors certifying that the individuals for whom funding is provided under this subsection will not, through June 30, 2012, be placed by the county on a waiting list for services.

d. Funding shall be distributed in the following priority order:

(1) For counties with individuals on a waiting list as described in subsection

3, paragraph "a".

(2) If funding remains after meeting the need described in subparagraph (1), for counties applying for assistance to cover the nonfederal share of medical assistance costs for individuals who became eligible for the medical assistance program home and community-based waiver for persons with an intellectual disability on or after October 1, 2011, as described in subsection 3, paragraph "b".

e. The risk pool board may accept or reject an application for assistance in whole or in part if the board determines the application does not meet the intent of this section or a requirement of this section and, subject to the priority order specified in paragraph "d", may prorate distribution of funding as necessary to conform to the amount available for distribution. The decision of the risk pool board is final. The risk pool board shall issue a funding decision within 15 working days of the final receipt date for applications.

f. The funding addressed by this section shall be distributed within 15 working days of the date the risk pool board's funding decision is issued.

5. If moneys from a distribution made under this section are not expended by a county by November 1, 2012, for services provided prior to July 1, 2012, the county shall reimburse the unexpended moneys to the department by November 30, 2012, and the moneys reimbursed shall be credited to the risk pool in the property tax relief fund.

6. The risk pool board shall submit a report to the governor and general assembly on or before December 31, 2012, regarding the expenditure of funds distributed under this section.

Sec. 62. 2011 Iowa Acts, chapter 129, section 43, subsection 2, paragraphs d and e, are amended to read as follows:

d. If moneys from a distribution made under this subsection are not expended by a county by ~~November 1, 2012~~ June 30, 2013, for services provided ~~prior to July 1, 2012 by that date~~, the county shall reimburse the unexpended moneys to the department by ~~November 30, 2012~~ August 30, 2013, and the moneys reimbursed shall be credited to the risk pool in the property tax relief fund.

e. The risk pool board shall submit ~~a report~~ reports to the governor and general assembly on or before December 31, 2012 and 2013, regarding the expenditure of funds distributed under this subsection.

REDESIGN PLANNING, SUPPORT, AND IMPLEMENTATION

Sec. 22. REDESIGN SUPPORT.

1. The department of human services shall work with the Iowa state association of counties in providing training, support, and technical assistance to counties in developing the mental health and disability services regional services system as provided in this Act and in evaluating whether any barriers exist that would prevent or restrict the community services network developed by the association from being used as the data system for the service system.

2. The department of human services shall identify third-party coverage sources and develop estimates and financing options for maximizing the use of the third-party coverage sources in adding eligibility for core services under the mental health and disability services regional service system for adults with a developmental disability other than intellectual disability and for adults with brain injury. The estimates and financing options shall be submitted to the governor and general assembly on or before December 14, 2012.

3. a. The department of human services shall create a transition committee of appropriate stakeholders with whom to consult on the transition from the current mental health and disability services system to the regional service system as provided in this Act. In addition, the transition committee shall consider the data collected for the current system and for the new regional system and whether improvements are warranted.

b. In designating the committee members, the director of human services shall consult with the chairpersons and ranking members of the committees on human resources of the senate and house of representatives and other members of the general assembly identified by the majority or minority leader of the senate or the speaker or minority leader of the house of representatives. In addition, the membership shall include four members of the general assembly, with one each appointed by the majority and minority leader of the senate and the speaker and minority leader of the house of representatives.

Sec. 23. MENTAL HEALTH AND DISABILITY SERVICES REDESIGN TRANSITION FUND.

1. A mental health and disability services redesign transition fund is created under the authority of the department of human services for the fiscal year beginning July 1, 2012, and ending June 30, 2013. Moneys credited to the fund shall be used as provided in appropriations made from the fund, to be enacted by the general assembly, for allocation by the department to counties for one-time assistance for continuation of current core county mental health and disability services to targeted populations that are not funded by the Medicaid program.

2. The eligibility provisions for a county to receive moneys from the fund shall include but are not limited to all of the following:

a. The application and application materials submitted are approved by the county board of supervisors.

b. The county levy certified for the county's services fund under section 331.424A for the fiscal year is the maximum amount authorized by law.

c. The county financial information provided with the application is independently verified. The financial information to be provided shall be specified by the department and may include actual and projected cash and accrued fund balances, detailed accounts receivable and payable information, budgeted revenues and expenditures, identification of the need for the amount requested, and costs for the county's services administration.

d. The required county service information is provided with the application. The county service information to be provided shall be specified by the department and may include the following:

(1) The type, amount, and scope of services provided by the county as compared with other counties.

(2) The extent to which the county subsidizes the services directly provided or authorized by the county.

(3) The extent to which the services funded by the county are included in the county's management plan approved under section 331.439.

(4) The extent to which services are provided to persons other than adults with an intellectual disability or mental illness with income that is at or below 150 percent of the federal poverty level.

e. The application contains a sustainability plan in accordance with the requirements specified by the department. The requirements shall include but are not limited to explanation as to how the moneys requested will be used during this transition year to provide services in a manner that will allow the county to remain within the funding available to the county under per capita funding provisions, applicable to the county as enacted by this Act, commencing with the fiscal year beginning July 1, 2013.

f. The application is submitted on or before the specified application date. The initial application date specified shall be on or after October 15, 2012. The department shall complete the application process and make a recommendation by December 1, 2012, to the governor and general assembly for an appropriate amount of funding to meet the need for assistance under this section as determined by the department's analysis of the applications, which amount may be addressed by an appropriation by the Eighty-fifth General Assembly, 2013 Regular Session.

g. Other items specified by rule. The department shall consult with the transition committee created by this division of this Act in recommending the adoption of rules by the mental health and disability services commission delineating the requirements for funding under this section.

3. The department may provide for distribution provisions in which the amount awarded is distributed in more than one payment based upon actual expenditures and submission of required information.

4. The mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5,

subsection 2, paragraph "b", to implement the provisions of this section, and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date is delayed by the administrative rules review committee. Any rules adopted in accordance with this subsection shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this subsection, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this subsection shall also be published as notice of intended action as provided in section 17A.4.

Sec. 24. MENTAL HEALTH AND DISABILITY SERVICES WORKFORCE DEVELOPMENT
WORKGROUP.

1. The department of public health shall create and provide support to a mental health and disability services workforce development workgroup to address issues in connection with assuring that an adequate workforce is available in the state to provide mental health and disability services. The membership of the workgroup shall include the other state agencies involved with the services and other appropriate stakeholders designated by the director of public health in consultation with the chairpersons and ranking members of the committees on human resources of the senate and house of representatives and other members of the general assembly identified by the majority or minority leader of the senate or the speaker or minority leader of the house of representatives. In addition, the membership shall include four members of the general assembly with one each appointed by the majority and minority leader of the senate and the speaker and minority leader of the house of representatives. The workgroup shall report to the governor and general assembly providing findings and recommendations and financing information concerning the findings and recommendations. A preliminary report shall be submitted on or before December 14, 2012, and a final report on or before December 16, 2013.

2. The workgroup shall consider the recommendations of the direct care worker task force created pursuant to 2005 Iowa Acts, chapter 88, and the direct care worker advisory council created pursuant to 2008 Iowa Acts, chapter 69, regarding training, level of competency, core curricula, and certification, including but not limited to those provisions relating to the use of the college of direct support and other internet-based training.

Sec. 25. REGIONAL SERVICE SYSTEM — OUTCOMES AND PERFORMANCE MEASURES
COMMITTEE.

1. The department of human services shall establish an outcomes and performance measures committee to make recommendations for specific outcomes and performance measures to be utilized by the mental health and disability services regional service system. The membership of the committee shall include appropriate stakeholders designated by the director of human services in consultation with the chairpersons and ranking members of the committees on human resources of the senate and house of representatives and other members of the general assembly identified by the majority or minority leader of the senate or the speaker or minority leader of the house of representatives. In addition, the membership shall include four members of the general assembly with one each appointed by the majority and minority leader of the senate and the speaker and minority leader of the house of representatives.

2. The committee's recommendations shall incorporate the outcome measurement methodologies previously developed by the mental health and disability services commission. To the extent possible, the committee shall seek to provide outcome and performance measures recommendations that are consistent across the mental health and disability services populations addressed. The committee shall also evaluate data collection requirements utilized in the mental health and disability regional service system to identify the requirements that could be eliminated or revised due to the administrative burden involved or the low degree of relevance to outcomes or other reporting requirements.

3. The committee recommendations shall be submitted to the governor, general assembly, and policymaking bodies. Initial recommendations shall be submitted on or before December 14, 2012, and final recommendations on or before December 16, 2013. The mental health and disability services commission and other policymaking bodies shall consider the recommendations in eliminating or otherwise revising data collection requirements.

Sec. 26. CHILDREN'S DISABILITY SERVICES WORKGROUP. The December 2012 report of the workgroup created by the department of human services pursuant to 2011 Iowa Acts, chapter 121, section 1, to develop a proposal for publicly funded children's disability services shall include an analysis of service and cost effects of transitioning the behavioral health intervention services formerly known as remedial services and the psychiatric medical institution for children services to the Iowa plan. The report shall also provide a specific proposal for developing services in this state to meet the needs of children who are placed out-of-state due to the lack of treatment services in this state. The workgroup membership shall be expanded to include up to four legislators, with one each appointed by the majority leader and the minority leader of the senate and the speaker and the minority leader of the house of representatives.

Sec. 58. STUDY OF SUBACUTE FACILITIES. The department of human services shall conduct a feasibility study and cost analysis of providing institutional subacute services utilizing facilities available at one or more of the state mental health institutes or the Iowa veterans home, and shall submit a report of the study containing findings and recommendations to the governor and general assembly on or before December 1, 2012.

Sec. 60. CRISIS STABILIZATION PROGRAM PILOT PROJECT.

1. The department of human services shall authorize a facility-based, crisis stabilization program pilot project implemented by the regional service network initiated pursuant to 2008 Iowa Acts, chapter 1187, section 59, subsection 9. The facility operated by the program shall not be required to be licensed under chapter 135B, 135C, or 231C. The purpose of the pilot project is to provide a prototype for the departments of human services, inspections and appeals, and public health to develop regulatory standards for such programs and facilities. The pilot project shall comply with appropriate standards associated with funding of the services provided by the project that are identified by the department of human services. The facility shall be limited to not more than 10 beds and shall be authorized to operate through June 30, 2013.

2. The network, in cooperation with the departments of human services, inspections and appeals, and public health, shall report to the governor, the general assembly, and the legislative services agency concerning the pilot project on or before December 14, 2012, providing findings and recommendations. The report shall include recommendations for criteria concerning admissions, staff qualifications, staffing levels, exclusion and inclusion of service recipients, lengths of stays, transition between services, and facility requirements, and for goals and objectives for such programs and facilities.

Sec. 7. NEW SECTION. 422.11L Solar energy system tax credits.

1. The taxes imposed under this division, less the credits allowed under section 422.12, shall be reduced by a solar energy system tax credit equal to the sum of the following:

a. Fifty percent of the federal residential energy efficient property credit related to solar energy provided in section 25D of the Internal Revenue Code, not to exceed three thousand dollars.

b. Fifty percent of the federal energy credit related to solar energy systems provided in section 48 of the Internal Revenue Code, not to exceed fifteen thousand dollars.

2. Any credit in excess of the tax liability is not refundable but the excess for the tax year may be credited to the tax liability for the following ten years or until depleted, whichever is earlier. The director of revenue shall adopt rules to implement this section.

3.

a. An individual may claim the tax credit allowed a partnership, limited liability company, S corporation, estate, or trust electing to have the income taxed directly to the individual. The amount claimed by the individual shall be based upon the pro rata share of the individual's earnings of the partnership, limited liability company, S corporation, estate, or trust.

b. A taxpayer who is eligible to claim a credit under this section shall not be eligible to claim a renewable energy tax credit under chapter 476C.

4. The cumulative value of tax credits claimed annually by applicants pursuant to this section shall not exceed one million five hundred thousand dollars.

5. On or before January 1, annually, the department shall submit a written report to the governor and the general assembly regarding the number and value of tax credits claimed under this section, and any other information the department may deem relevant and appropriate.

Sec. 5. SCHOOL BUS SAFETY STUDY — RULEMAKING — REQUESTS FOR REEXAMINATION OF A DRIVER — EDUCATION PROGRAMS — APPROPRIATION.

1. The department of transportation, the department of public safety, and the department of education shall jointly conduct a study relating to school bus safety, or may contract with an outside vendor to conduct such a study under the joint direction of the departments. The study shall focus on the use of cameras mounted on school buses to enhance the safety of children riding the buses and to aid in enforcement of motor vehicle laws pertaining to school bus safety. The study shall also consider the feasibility of requiring school children to be picked up and dropped off on the side of the road on which their home is located, the inclusion of school bus safety as a priority in driver training curriculum, and any other issues deemed appropriate by the departments. The findings and recommendations shall be reported to the general assembly by December 31, 2012.

2. By July 1, 2012, the department of transportation shall initiate rulemaking to establish a violation of section 321.372, subsection 3, as a serious violation. The rules may provide for an increasing tier of driver's license suspensions for conviction of a first, second, or subsequent violation. The specific direction provided under this subsection does not, by implication or otherwise, invalidate any prior rulemaking by the department designating certain violations as serious violations and does not preclude future rulemaking by the department to designate certain violations other than violations of section 321.372, subsection 3, as serious violations.

3. By December 31, 2012, the department of transportation shall make available to local law enforcement agencies, electronically through the Iowa traffic and criminal software, the form for requesting departmental reexamination of a person who may be physically or mentally incapable of operating a motor vehicle safely.

4. The department of transportation, the department of public safety, and the department of education shall cooperate to establish educational programs to foster increased public awareness of motor vehicle laws and safe driving behaviors relating to school bus safety.

5. There is appropriated from the statutory allocations fund to the department of transportation an amount sufficient to fund the study required under this section and an amount sufficient to fund the development and programming necessary to make the request for departmental reexamination form available through the Iowa traffic and criminal software.

Sec. 6. EFFECTIVE UPON ENACTMENT. The section of this Act providing for a school bus safety study, the adoption of rules, law enforcement requests for reexamination of a driver, and educational programs and making an appropriation, being deemed of immediate importance, takes effect upon enactment.

Sec. 4. ROAD USE TAX FUND EFFICIENCY MEASURES — QUARTERLY REPORTS. The department of transportation shall submit quarterly reports in an electronic format to the co-chairpersons of the joint appropriations subcommittee on transportation, infrastructure, and capitals, the chairpersons of the senate and house standing committees on transportation, the department of management, and the legislative services agency regarding the implementation of efficiency measures identified in the "Road Use Tax Fund Efficiency Report", January 2012. The reports shall provide details of activities undertaken in the previous quarter relating to one-time and long-term program efficiencies and partnership efficiencies. Issues to be covered in the reports shall include but are not limited to savings realized from the implementation of particular efficiency measures; updates concerning measures that have not been implemented; efforts involving cities, counties, other jurisdictions, or stakeholder interest groups; any new efficiency measures identified or undertaken; and identification of any legislative action that may be required to achieve efficiencies. The first report shall be submitted by October 1, 2012.

Sec. 3. 2011 Iowa Acts, chapter 129, section 115, is amended to read as follows:
SEC. 115.

DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes, including the war orphans educational assistance fund created in section 35.8, and for not more than the following full-time equivalent positions:

..... \$	499,416
	<u>1,025,819</u>
..... FTEs	16.34

The treasurer of state shall review the return on investment of the moneys in the veterans trust fund and shall submit findings and recommendations for improving the return to the individuals specified in this Act for submission of reports by December 17, 2012.

Section 1. IOWA VETERANS HOME — POSTTRAUMATIC STRESS DUAL DIAGNOSIS TREATMENT PROGRAM STUDY.

1. The Iowa veterans home shall initiate and coordinate the establishment of a posttraumatic stress dual diagnosis treatment program study. The study shall evaluate possible funding sources, program structure, program requirements, and the needs for such a treatment program for veterans in this state. The study shall focus on the establishment of a dual diagnosis program for individuals seeking treatment for service-connected posttraumatic stress and substance abuse.

2. The commandant of the Iowa veterans home shall prepare a report for delivery to the department of veterans affairs, the commission of veterans affairs, the department of public health, the general assembly and the governor no later than January 15, 2013, regarding the establishment of a posttraumatic stress dual diagnosis treatment program at the Iowa veterans home. The report shall make recommendations to the governor and the general assembly relative to the creation of such a program at the Iowa veterans home.

34A.7A Wireless communications surcharge — fund established — distribution and permissible expenditures.

3. *a.* The program manager shall submit an annual report by January 15 of each year to the general assembly's standing committees on government oversight advising the general assembly of the status of E911 implementation and operations, including both wire-line and wireless services, the distribution of surcharge receipts, and an accounting of the revenues and expenses of the E911 program.

b. The program manager shall submit a calendar quarter report of the revenues and expenses of the E911 program to the fiscal services division of the legislative services agency.

c. The general assembly's standing committees on government oversight shall review the priorities of distribution of funds under **this chapter** at least every two years.

97D.4 Public retirement systems committee established.

1. A public retirement systems committee is established.

a. The committee shall consist of three members of the senate appointed by the majority leader of the senate, two members of the senate appointed by the minority leader of the senate, three members of the house of representatives appointed by the speaker of the house of representatives, and two members of the house of representatives appointed by the minority leader of the house of representatives.

b. Members shall be appointed prior to January 31 of the first regular session of each general assembly and shall serve for terms ending upon the convening of the following general assembly or when their successors are appointed, whichever is later. A vacancy shall be filled in the same manner as the original appointment and shall be for the remainder of the unexpired term of the vacancy.

c. The committee shall elect a chairperson and vice chairperson. Meetings may be called by the chairperson or a majority of the members.

2. The members of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of their duties and shall be paid a per diem as specified in section **2.10** for each day in which they engaged in the performance of their duties. However, per diem compensation and expenses shall not be paid when the general assembly is actually in session at the seat of government. Expenses and per diem shall be paid from funds appropriated pursuant to **section 2.12**.

3. The committee shall:

a. Develop and recommend retirement standards and a coherent state policy on public retirement systems.

b. Continuously survey pension and retirement developments in other states and in industry and business and periodically review the state's policy and standards in view of these developments and changing economic and social conditions.

c. Review the provisions in the public retirement systems in effect in this state.

d. Review individually sponsored bills relating to the public retirement systems.

e. Review proposals from interested associations and organizations recommending changes in the state's retirement laws.

f. Study the feasibility of adopting a consolidated retirement system for the public employees of this state.

g. Make recommendations to the general assembly.

4. The committee may:

a. Contract for actuarial assistance deemed necessary, and the costs of actuarial studies are payable from funds appropriated in **section 2.12**, subject to the approval of the legislative council.

b. Administer oaths, issue subpoenas, and cite for contempt with the approval of the general assembly when the general assembly is in session and with the approval of the legislative council

when the general assembly is not in session.

5. Administrative assistance shall be provided by the legislative services agency.

321M.9 Financial responsibility.

4. *Periodic fee adjustment.* The auditor of state, in consultation with the state department of transportation and the Iowa county treasurers association, shall conduct a study of the fiscal impact of the county driver's license issuance program and report its findings and recommendations to the general assembly prior to January 1, 2006, and repeat the study and reporting every four years thereafter. The auditor of state's costs for conducting the study shall be paid by the department. The study shall include a comparison of the cumulative costs to issue driver's licenses and nonoperator's identification cards under both the state department of transportation program and the county issuance program. The study shall be based on those issuance activities that are common to both programs. Prior to the study period, the auditor of state shall meet with the department and the county treasurers association to determine the study methodology to ensure appropriate accounting for time and cost during the study. The findings and recommendations submitted by the auditor of state shall be considered by the general assembly in adjusting the amount of the fees retained by the county treasurers for issuance of driver's licenses and nonoperator's identification cards.

Sec. 5. Section 331.403, subsection 3, Code 2011, is amended by striking the subsection and inserting in lieu thereof the following:

3. d. The legislative services agency, in consultation with the department of management, shall annually prepare a report for submission to the governor and the general assembly that summarizes and analyzes the information contained in the reports submitted under this subsection, section 357H.9, subsection 2, and section 384.22, subsection 2. The report prepared by the legislative services agency shall be submitted not later than February 15 following the most recently ended fiscal year for which the reports were filed.

Sec. 6. NEW SECTION. 418.5 Flood mitigation board.

1. The flood mitigation board is established consisting of nine voting members and four ex officio, nonvoting members, and is located for administrative purposes within the division. The administrator of the division shall provide office space, staff assistance, and necessary supplies and equipment for the board. The administrator shall budget funds to pay the necessary expenses of the board. In performing its functions, the board is performing a public function on behalf of the state and is a public instrumentality of the state.

2. The voting membership of the board shall include all of the following:

a. Four members of the general public. Two general public members shall have demonstrable experience or expertise in the field of natural disaster recovery and two general public members shall have demonstrable experience or expertise in the field of flood mitigation.

b. The director of the department of natural resources or the director's designee.

c. The secretary of agriculture or the secretary's designee.

d. The treasurer of state or the treasurer's designee.

e. The administrator of the division or the administrator's designee.

f. The executive director of the Iowa finance authority or the executive director's designee.

3. The general public members shall be appointed by the governor, subject to confirmation by the senate. The appointments shall comply with sections 69.16 and 69.16A.

4. The chairperson and vice chairperson of the board shall be designated by the governor from the board members listed in subsection 2. In case of the absence or disability of the chairperson and vice chairperson, the members of the board shall elect a temporary chairperson by a majority vote of those members who are present and voting.

5. The members appointed under subsection 2, paragraph "a", shall be appointed to three-year staggered terms and the terms shall commence and end as provided by section 69.19. If a vacancy occurs, a successor shall be appointed to serve the unexpired term. A successor shall be appointed in the same manner and subject to the same qualifications as the original appointment.

6. The board's ex officio membership shall include four members of the general assembly with one each appointed by the majority leader of the senate, the minority leader of the senate, the speaker of the house of representatives, and the minority leader of the house of representatives. A legislative member serves for a term as provided in section 69.16B in an ex officio, nonvoting capacity and is eligible for per diem and expenses as provided in section 2.10.

7. A majority of the board constitutes a quorum.